

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Global NAPs, Inc. (U-6449-C) Petition for Arbitration of an Interconnection Agreement with Pacific Bell Telephone Company Pursuant to Section 252(b) of the Telecommunications Act of 1996.

Application 01-11-045
(Filed November 30, 2001)

Global NAPs, Inc. (U-6449-C) Petition for Arbitration of an Interconnection Agreement with Verizon California, Inc. F/K/A GTE California Inc. Pursuant to Section 252(b) of the Telecommunications Act of 1996.

Application 01-12-026
(Filed December 20, 2001)

**ADMINISTRATIVE LAW JUDGE'S RULING
CONSOLIDATING ARBITRATION PROCEEDINGS
AND RESETTING HEARING DATES**

On November 30, 2001, Global NAPs, Inc. (Global NAPs) filed a petition for arbitration of an interconnection agreement (ICA) with Pacific Bell Telephone Company (Pacific). In its Petition, Global NAPs indicated that there were 13 unresolved issues between the parties.

On December 20, 2001, Global NAPs similarly filed a petition for arbitration of an ICA with Verizon California Inc. (Verizon), which included 11 unresolved issues.

Review of the two filings shows that 10 of the issues Global NAPs listed are common to both arbitrations. Therefore, in the interest of conserving party

and Commission resources, I am consolidating the two cases. The Commission has stated its goal of consistent outcomes in the arbitrations which it decides so parties should expect the same outcome, given the same set of facts. However, even though there are several common issues in the two cases, I recognize that different facts could lead to different outcomes.

In a conference call with Global NAPs, Pacific and Verizon on January 15, 2002, we discussed the need to update the record to ensure that all disputed language in the ICA be included within the scope of the arbitration. The Commission wants to ensure that the parties have a workable ICA at the end of the arbitration process, and has found in prior arbitrations that that is not the result when issues are resolved at a policy level, without ruling on the disputed ICA language as well. Global NAPs is to make a Supplemental Filing on January 22, 2002, which includes its position on all areas where there is disputed language which was not addressed specifically in Global NAPs' initial petitions. Pacific and Verizon are to file their Supplemental Responses on February 1, 2002.

Also, parties shall jointly file updated matrices of disputed issues by February 1, 2002. Said matrices shall include all of the following: Issue number, sections of ICA which pertain to that issue, description of the issue, and a brief description of each party's position. Separate matrices should be prepared for Pacific and Verizon.

Hearings in the consolidated docket which were previously scheduled for January 29 - February 1, 2002 are reset to February 11, 13-15, 2002. Hearings were previously scheduled in each docket separately and a notice mailed to parties.

Parties are encouraged to work together to determine which issues are policy or legal issues that can be addressed in briefs, rather than in the hearing room.

A.01-11-045, A.01-12-026 KAJ/tcg

Therefore, **IT IS RULED** that:

1. Application (A.) 01-11-045 and A.01-12-026 are hereby consolidated.
2. Global NAPs, Inc. shall make Supplemental Filings in the consolidated docket on January 22, 2002 which reflect its position on disputed interconnection agreement provisions which were not addressed in its initial petitions for arbitration.
3. Pacific Bell Telephone Company and Verizon California Inc. shall file Supplemental Responses on February 1, 2002.
4. The separate hearings scheduled for January 29, 2002 – February 1, 2002 are hereby consolidated and reset to February 11, 13-15, 2002, beginning at 9 a.m.

Dated January 22, 2002, at San Francisco, California.

/s/ KAREN A. JONES

Karen A. Jones
Arbitrator
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Consolidating Arbitration Proceedings and Resetting Hearing Dates on all parties of record in this proceeding or their attorneys of record and also to Arbitration 271 service list in R.93-04-003, I.93-04-002, R.95-04-043, and I.95-04-044.

Dated January 22, 2002, at San Francisco, California.

/s/ JEANNIE CHANG

Jeannie Chang

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at

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(415) 703-2074 or TDD# (415) 703-2032 five working days in advance of the event.